

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Social Welfare – Mahabubnagar District – Bandameedipally, (V) Mahabubnagar Mandal - Acquisition of land to an extent of Ac.3.92 Cts in. Sy.No. 837/1 for providing house sites to the weaker section's people – Sanction of Rs.15,53,892/- towards balance decretal charges, as per the orders of the Hon'ble High Court, in AS.No.953/94 O.P.No. 128/86 - Orders – Issued.

SOCIAL WELFARE (LA.2) DEPARTMENT

G.O. Rt. No. 663

Dated: 06.08.2010.

Read the following:

1. From the District Collector Mahabubnagar Lr.No.G2/75/94, dt 06.01.2009.
2. From the CSW, AP., Hyderabad Lr.No. LA2/3119/2005, dated 20.02.2009.
3. From the Chief Commissioner of Land Administration, AP, Hyderabad, Lr. No. G1/336/2009, Dated.13 /08/2009.

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ORDER:

In the reference 3rd read above, the Chief Commissioner of Land Administration, AP, Hyderabad has stated that the LAO/Tahsildar, Mahabubnagar has acquired land to an extent of Ac 3.92 Cts in Sy.No. 837/1 situated in Bandameedipally, (V) Mahabubnagar Mandal for providing house sites for construction of houses to the weaker sections, by passing award dt 16.2.82 in Pres.No.C2/4776/81 duly fixing the market value at Rs.3600/- per acre. On filing protest application by the awardees, the matter was referred to the Sub-Ordinate Judge, Mahabubnagar U/s 18 of the L.A. Act for adjudication in OP.No.128/86. The Sub-Ordinate Judge, Mahabubnagar in his order Dt 09.3.1994 in OP.No.128/86 has enhanced the compensation from 3,600/- per acre to Rs 20/- per Sq. Yd. Aggrieved by the above orders of the Reference Court, the LAO has preferred an Appeal Suit No.953/94 before the Hon'ble High Court, Hyderabad. The Hon'ble High Court has fixed the market value at Rs. 18.25 per Sq. Yd vide its orders dated 30.8.2000 in AS No.953/94. Further the Court has disallowed Additional Market value as LAO passed the award prior to 30.04.82. The LAO/Tahsildar, Mahabubnagar, has filed SLP before Hon'ble Supreme Court of India and the same was dismissed on 07.11.2003. Accordingly the District Collector, Mahabubnagar has furnished proposals along with calculation sheet and requested for sanction of Rs.15,53,892/- towards balance decretal charges for the land acquired to an extent of Ac 3.92 Cts in Sy.No. 837/1 situated in Bandameedipally, (V) Mahabubnagar Mandal of Mahabubnagar District.

2. The Spl. C.S & CCLA has verified the proposal along with comparative statement submitted by the Dist. Collector, Mahabubnagar and forwarded to the Govt. for sanction of Rs. 15,53,892/- as calculated by his office in respect of the land acquired to an extent of Ac 3.92 Cts in Sy.No. 837/1 situated in Bandameedipally, (V) Mahabubnagar Mandal of Mahabubnagar District. He has further stated that the Commissioner of Legal Affairs has opined that the SLP filed was dismissed. No other legal recoverable is available.

3. After careful examination of the matter, Government hereby accord sanction to the Commissioner of Social Welfare, AP, Hyderabad for release of an amount of Rs.15,53,892/- (Rupees fifteen lakhs fifty three thousand eight hundred and ninety two only) to the District Collector, Mahabubnagar towards payment of balance decretal charges, as per orders of the Hon'ble Court in AS.No.953/94 in OP No.128/86 in respect of the land acquired to an extent of Ac 3.92 Cts in Sy.No. 837/1 situated in Bandameedipally, (V) Mahabubnagar Mandal of Mahabubnagar District, for providing of house sites to the weaker section's people.

4. The amount of expenditure sanctioned in para (3) above shall be met within the B.E. 2010-11 and debited to the following Head of Account:

“2225- Welfare of Scheduled Castes, Scheduled Tribes and other Backward Classes - 01- Welfare of Scheduled Castes – M.H.283 - Housing - G.H.11-Normal State Plan - SH(08) Acquisition of House sites for weaker sections under Indiramma Programme - 310/312 – other Grants-in-Aid” .

PTO

5. The Commissioner of Social Welfare, A.P., Hyderabad, is directed to issue necessary proceedings to the District Collector, Mahabubnagar to comply with the Court orders.

6. The District Collector, Mahabubnagar shall verify the calculation sheet submitted by the Land Acquisition Officer once again, before issue of proceedings for releasing the amount. If any discrepancy/excess claim is found in the calculation sheet in future, the Land Acquisition Officer shall be held solely responsible.

7. This order does not require the concurrence of Finance (Expr.SW) Department, as per their instructions issued vide their U.O Note No12869/196/A1/Esp.SW/2009, dated 22.5.2009 and U.O No.15926/256/A1/Exprf.Sw/09, dated 17.8.2009..

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHR PRADESH)

J. RAYMOND PETER
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Chief Commissioner of Land Administration, AP, Hyderabad.
The Commissioner of Social Welfare, A.P., Hyderabad.
The District Collector, Mahabubnagar District..
Copy to:
The Director of Treasuries & Accounts, A.P. Hyderabad.
The Accountant General, A.P., Hyderabad
The District Treasury Officer, Mahabubnagar District.
Finance (Exp.SW/BG) Department.
SF/SC

//FORWARDED::BY ORDER//

SECTION OFFICER